

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent No.: 7,263,616

Application No.: 09/667,742 Filed on: September 22, 2000

Issue Date: August 28, 2007

RECEIVED

Inventors: Charles Cameron Brackett and Larry Y.L. Mo

FEB 0 1 2008

Title: ULTRASOUND IMAGING SYSTEM HAVING

COMPUTER VIRUS PROTECTION

**Technology Center 2100** 

Attn.: Certificate of Corrections Branch Commissioner for Patents Alexandria, VA 22313-1450



# PETITION REQUESTING CERTIFICATE OF CORRECTION TO CORRECT INVENTORSHIP PURSUANT TO 37 CFR § 1.324

Sir:

Applicant hereby petitions for a Certificate of Correction to correct inventorship pursuant to 37 CFR § 1.324. The Applicant hereby requests that inventorship in the above-referenced patent be corrected to add Larry Y.L. Mo as a joint inventor.

A Petition Requesting Correction of Inventorship Pursuant to 37 CFR § 1.48 (copy annexed) was previously filed on February 26, 2001, but was apparently never acted upon by the USPTO. When U.S. Patent No. 7,263,616 issued on August 28, 2007, the only inventor named was Charles Cameron Brackett. Page 1 of the § 1.48 petition bears a stamp indicating receipt

on February 26, 2001 and a stamp indicating receipt of the \$130.00 fee. The § 1.48 petition was supported by statements of the original and omitted inventors (copies annexed) and by consent of the assignee (copy annexed). Also enclosed is a copy of the declaration of inventorship, signed by the original and omitted inventors, which was also submitted in support of the § 1.48 petition.

Applicant requests that the previously filed request under 37 CFR § 1.48 now be treated as a petition to correct inventorship under 37 CFR § 1.384. Since the failure to act on the § 1.48 petition was the result of the USPTO's mistake, it is believed that this § 1.384 petition does not require the payment of any additional fee.

Commissioner is hereby authorized to charge payment of any other fee which may be required by this paper or credit any overpayment of same to Deposit Account No. 50-3195.

Respectfully submitted,

January 24, 2008 Date

Dennis M. Flaherty

Req. No. 31,159

Ostrager Chong Flaherty &

Broitman P.C.

570 Lexington Avenue New York, NY 10022-6894

Tel. No.: 212-681-0600

### CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Attn.: Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

January 24, 2008

Date

Dennis M. Flaherty

Approved for use through 08/31/2010. OMB 0651-0033
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

	Page <u>1</u> of <u>1</u>
PATENT NO. : 7,263,616	
APPLICATION NO.: 09/667,742	
ISSUE DATE : August 28, 2007	
INVENTOR(S) : Charles Cameron Brackett	
It is certified that an error appears or errors appear in the above-identified patent and is hereby corrected as shown below:	I that said Letters Patent
In Field (75) on the cover page, delete:	
Inventor: Charles Cameron Brackett, Brookfield, WI (US)	
and substitute therefor:	
Inventors: Charles Cameron Brackett, Brookfield, WI (US) and Larry Y.L. Mo, Dublin,	CA (US)

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Ostrager Chong Flaherty & Broitman P.C. 570 Lexington Avenue

New York, New York 10022-6894

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

DAC #

Atty. Docket No.: 15-UL-5580

THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of:

Charles C. Brackett et al.

Serial No.: 09/667,742 Group Art Unit: 3737

Filed: September 22, 2000 Examiner:

Title: ULTRASOUND IMAGING SYSTEM

HAVING VIRUS PROTECTION

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MAR 0 2 2001

Hon. Commissioner of Patents & Trademarks Washington, D.C. 20231

OFFICE OF PETITIONS

PETITION REQUESTING CORRECTION
OF INVENTORSHIP
PURSUANT TO 37 CFR § 1.48

Sir:

JAN 2 8 2008

The Applicants hereby request that inventorship in the above-reference patent application be corrected to name Charles Cameron Brackett and Larry Y.L. Mo as joint inventors.

The application papers as originally filed mistakenly stated that Charles Cameron Bracket was the sole inventor. Through oversight, Larry Y.L. Mo was not included as a joint inventor. Submitted herewith are respective statements from the joint inventors, stating that the error in inventorship occurred without deceptive intent.

Also submitted herewith is a Combined Declaration and Power of Attorney for Patent Application, signed by both inventors, and declaring that Charles Cameron Brackett and Larry Y.L. Mo are joint inventors of the subject matter disclosed and claimed in the above-referenced patent application.

Finally, also submitted herewith is a statement of the assignee, GE Medical Systems Global Technology Company, LLC,

Atty. Docket No.: 15-UL-5580 consenting to correction of the error in inventorship. Please debit Deposit Account No. 07-0845 in the amount of \$130.00 to cover the fee set forth in 37 CFR 1.17(i). A Deposit Account Order Form authorizing this charge is filed concurrently herewith. Respectfully submitted, February 24, 2001 Dennis M. Flaherty Reg. No. 31,159 OSTRAGER CHONG & FLAHERTY LLP 825 Third Avenue, 30th Floor New York, NY 10022-7519 (212) 826-6565 CERTIFICATE OF MAILING The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below. February 24, 2001 Date - 2 -

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JAN 28 2008

Atty. Docket No.: 15-UL-5580

### N THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of:

Charles C. Brackett et al.

Serial No.: 09/667,742 Group Art Unit:

Filed: September 22, 2000 Examiner:

Title: ULTRASOUND IMAGING SYSTEM

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Hon. Commissioner of Patents & Trademarks Washington, D.C. 20231

OFFICE OF PETITIONS

### CERTIFICATE ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION AND WRITTEN CONSENT OF ASSIGNEE

Sir:

GE Medical Systems Global Technology Company, LLC, a limited liability company duly organized and existing under the laws of the State of Delaware, hereby certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of assignments from the joint inventors of the subject matter disclosed and claimed in the patent application. The assignment executed by Charles Cameron Brackett on September 18, 2000 (copy annexed) was recorded on September 22, 2000 on Reel 011176, Frame 0888 of the U.S. Patent and Trademark Office records. The assignment executed by Larry Y.L. Mo on January 27, 2001 is also annexed.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of GE Medical Systems Global Technology Company, LLC.

#### WRITTEN CONSENT

GE Medical Systems Global Technology Company, LLC hereby consents to the correction of inventorship in the above-referenced patent application to add Larry Y.L. Mo as joint inventor.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made upon information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Tebrumy 15 201

Date

Christian G. Cabou

Name

Assistant Secretary

Title

### CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

Feb. 24, 2001

Dennis M. Flaherty

Docket: 15-UL-5580

# COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As one of the below-named inventors, I hereby declare that:

My residence, post office address and citizenship are as stated below under my name.

I believe that the other below-named inventor and I are the original, first and joint inventors of the subject matter which is disclosed and claimed in U.S. patent application Serial No. 09/667,742, entitled ULTRASOUND IMAGING SYSTEM HAVING VIRUS PROTECTION, as filed on September 22, 2000, and for which a patent is sought.

I hereby state that I have reviewed and understand the contents of the above-identified patent application, including the claims.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information which is material to patentability (as defined in Title 37, Code of Federal Regulations, Section 1.56(a)) in connection with examination of this application.

I hereby direct that all correspondence and telephone calls in connection with this application be addressed to: Dennis M. Flaherty, Esq., Ostrager Chong & Flaherty LLP, 825 Third Avenue, 30th Floor, New York NY 10022-7519.

I hereby appoint Christian G. Cabou (Reg. No. 35,467) and Phyllis Y. Price (Reg. No. 34,234), both of GE Medical Systems, 3000 North Grandview Blvd., Waukesha, Wisconsin 53188; Ronald E. Myrick (Reg. No. 26,315), Jay L. Chaskin (Reg. No. 24,030) and

Docket: 15-UL-5580

Henry Policinski (Reg. No. 26,621), all of General Electric Company (W3E), 3135 Easton Turnpike, Fairfield, Connecticut 06431-0001; Dennis M. Flaherty (Reg. No. 31,159), 825 Third Avenue, 30th Floor, New York New York 10022-7519; and Joshua S. Broitman (Reg. No. 38,006), 825 Third Avenue, 30th Floor, New York New York 10022-7519, jointly and severally, my attorneys, with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information belief are believed to be true; and further that these and statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: CHARLES CAMERON BRACKETT

Inventor's signature:

Residence:

Citizenship:

Naperville, Illinois

United States of America

2823 Bluewater Circle Post Office Address:

Naperville, IL 60564

Docket: 15-UL-5580

Full name of second joint in Ventor: LARRY Y.L. MO

'Inventor's signature:

Residence:

Dublin, California

Citizenship: Canada

8364-F North Lake Dr. Dublin, CA 94568 Post Office Address:



## PATENT AND TRADEMARK OFFICE

In re Application of:

Charles C. Brackett et al.

Serial No.: 09/667,742

Group Art Unit: 3737

Filed: September 22, 2000

Examiner:

Title:

ULTRASOUND IMAGING SYSTEM

HAVING VIRUS PROTECTION

Hon. Commissioner of Patents & Trademarks

Washington, D.C. 20231

### INVENTOR'S STATEMENT IN SUPPORT OF PETITION TO CORRECT ERROR IN INVENTORSHIP

Sir:

As stated in a Declaration of Inventorship filed concurrently herewith, I am one of the original, first and joint inventors of the subject matter which is disclosed and claimed in the above-referenced patent application. I have been advised that the above-referenced application erroneously stated that Charles Cameron Bracket was the sole inventor.

Having left General Electric Company shortly before the filing date, I was not involved in preparation of the abovereferenced patent application and was unaware that the application had been filed, let alone filed with an error in the stated inventorship. Therefore the error in inventorship occurred with no deceptive intent on my part.

Inventor's signature:

### CERTIFICATE OF MAILING

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February 24, 2001 Date

- 2 -

### NOTHE UNITED STATES PATENT AND TRADEMARK OFFICE

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Charles C. Brackett et al.

Serial No.: 09/667,742 Group Art Unit: 3737

Filed: September 22, 2000 Examiner:

Title: ULTRASOUND IMAGING SYSTEM

HAVING VIRUS PROTECTION

Hon. Commissioner of Patents & Trademarks

Washington, D.C. 20231

### INVENTOR'S STATEMENT IN SUPPORT OF PETITION TO CORRECT ERROR IN INVENTORSHIP

sir:

JAN 2 8 2008

Declaration of Inventorship stated in concurrently herewith, I am one of the original, first and joint inventors of the subject matter which is disclosed and claimed in the above-referenced patent application. The application papers included my earlier declaration stating that I was the sole inventor of that subject matter. That earlier declaration was erroneous. At the time when I signed that earlier declaration, I did not notice the error, in particular, because I signed declarations in three other patent applications at about the same time in which I was truly the sole inventor. My failure to notice the error in my earlier declaration was an inadvertent oversight. Therefore the error in inventorship occurred with no deceptive intent on my part.

Inventor's signature:

CHARLES CAMERON BRACKETT

DATE

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The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

February 24, 2001\_ Date

Dennis M. Flaherty